



Federal Register

1-25-06

Vol. 71 No. 16

Wednesday

Jan. 25, 2006

Pages 4033-4230



The **FEDERAL REGISTER** (ISSN 0097-6326) is published daily, Monday through Friday, except official holidays, by the Office of the Federal Register, National Archives and Records Administration, Washington, DC 20408, under the Federal Register Act (44 U.S.C. Ch. 15) and the regulations of the Administrative Committee of the Federal Register (1 CFR Ch. I). The Superintendent of Documents, U.S. Government Printing Office, Washington, DC 20402 is the exclusive distributor of the official edition. Periodicals postage is paid at Washington, DC.

The **FEDERAL REGISTER** provides a uniform system for making available to the public regulations and legal notices issued by Federal agencies. These include Presidential proclamations and Executive Orders, Federal agency documents having general applicability and legal effect, documents required to be published by act of Congress, and other Federal agency documents of public interest.

Documents are on file for public inspection in the Office of the Federal Register the day before they are published, unless the issuing agency requests earlier filing. For a list of documents currently on file for public inspection, see www.archives.gov.

The seal of the National Archives and Records Administration authenticates the **Federal Register** as the official serial publication established under the Federal Register Act. Under 44 U.S.C. 1507, the contents of the **Federal Register** shall be judicially noticed.

The **Federal Register** is published in paper and on 24x microfiche. It is also available online at no charge as one of the databases on GPO Access, a service of the U.S. Government Printing Office.

The online edition of the **Federal Register** www.gpoaccess.gov/nara, available through GPO Access, is issued under the authority of the Administrative Committee of the Federal Register as the official legal equivalent of the paper and microfiche editions (44 U.S.C. 4101 and 1 CFR 5.10). It is updated by 6 a.m. each day the **Federal Register** is published and includes both text and graphics from Volume 59, Number 1 (January 2, 1994) forward.

For more information about GPO Access, contact the GPO Access User Support Team, call toll free 1-888-293-6498; DC area 202-512-1530; fax at 202-512-1262; or via e-mail at gpoaccess@gpo.gov. The Support Team is available between 7:00 a.m. and 9:00 p.m. Eastern Time, Monday–Friday, except official holidays.

The annual subscription price for the **Federal Register** paper edition is \$749 plus postage, or \$808, plus postage, for a combined **Federal Register**, **Federal Register** Index and List of CFR Sections Affected (LSA) subscription; the microfiche edition of the **Federal Register** including the **Federal Register** Index and LSA is \$165, plus postage. Six month subscriptions are available for one-half the annual rate. The prevailing postal rates will be applied to orders according to the delivery method requested. The price of a single copy of the daily **Federal Register**, including postage, is based on the number of pages: \$11 for an issue containing less than 200 pages; \$22 for an issue containing 200 to 400 pages; and \$33 for an issue containing more than 400 pages. Single issues of the microfiche edition may be purchased for \$3 per copy, including postage. Remit check or money order, made payable to the Superintendent of Documents, or charge to your GPO Deposit Account, VISA, MasterCard, American Express, or Discover. Mail to: New Orders, Superintendent of Documents, P.O. Box 371954, Pittsburgh, PA 15250-7954; or call toll free 1-866-512-1800, DC area 202-512-1800; or go to the U.S. Government Online Bookstore site, see bookstore.gpo.gov.

There are no restrictions on the republication of material appearing in the **Federal Register**.

How To Cite This Publication: Use the volume number and the page number. Example: 71 FR 12345.

Postmaster: Send address changes to the Superintendent of Documents, Federal Register, U.S. Government Printing Office, Washington DC 20402, along with the entire mailing label from the last issue received.

SUBSCRIPTIONS AND COPIES

PUBLIC

Subscriptions:

Paper or fiche 202-512-1800
Assistance with public subscriptions 202-512-1806

General online information 202-512-1530; 1-888-293-6498

Single copies/back copies:

Paper or fiche 202-512-1800
Assistance with public single copies 1-866-512-1800
(Toll-Free)

FEDERAL AGENCIES

Subscriptions:

Paper or fiche 202-741-6005
Assistance with Federal agency subscriptions 202-741-6005

FEDERAL REGISTER WORKSHOP

THE FEDERAL REGISTER: WHAT IT IS AND HOW TO USE IT

FOR: Any person who uses the Federal Register and Code of Federal Regulations.

WHO: Sponsored by the Office of the Federal Register.

WHAT: Free public briefings (approximately 3 hours) to present:

1. The regulatory process, with a focus on the Federal Register system and the public's role in the development of regulations.
2. The relationship between the Federal Register and Code of Federal Regulations.
3. The important elements of typical Federal Register documents.
4. An introduction to the finding aids of the FR/CFR system.

WHY: To provide the public with access to information necessary to research Federal agency regulations which directly affect them. There will be no discussion of specific agency regulations.

WHEN: Tuesday, February 7, 2006
9:00 a.m.–Noon

WHERE: Office of the Federal Register
Conference Room, Suite 700
800 North Capitol Street, NW.
Washington, DC 20002

RESERVATIONS: (202) 741-6008



Contents

Federal Register

Vol. 71, No. 16

Wednesday, January 25, 2006

Agricultural Marketing Service

PROPOSED RULES

Egg, poultry, and rabbit products; inspection and grading:
Administrative requirements; update
Correction, 4056

NOTICES

Sweet cherries; grade standards, 4100

Agriculture Department

See Agricultural Marketing Service

See Commodity Credit Corporation

See Cooperative State Research, Education, and Extension Service

See Federal Crop Insurance Corporation

NOTICES

Agency information collection activities; proposals, submissions, and approvals, 4099–4100

Alcohol, Tobacco, Firearms, and Explosives Bureau

NOTICES

Agency information collection activities; proposals, submissions, and approvals, 4171–4172

Arts and Humanities, National Foundation

See National Foundation on the Arts and the Humanities

Children and Families Administration

NOTICES

Agency information collection activities; proposals, submissions, and approvals, 4144–4145

Civil Rights Commission

NOTICES

Meetings; State advisory committees:
Vermont, 4112

Coast Guard

RULES

Ports and waterways safety; regulated navigation areas, safety zones, security zones, etc.:
North Portland Harbor, OR, 4043–4045

NOTICES

Agency information collection activities; proposals, submissions, and approvals, 4158–4159

Commerce Department

See Foreign-Trade Zones Board

See International Trade Administration

See Minority Business Development Agency

Commodity Credit Corporation

NOTICES

Grants and cooperative agreements; availability, etc.:
Market Development Programs et al.; address change for hand delivered applications, 4100–4101

Consumer Product Safety Commission

NOTICES

Agency information collection activities; proposals, submissions, and approvals, 4118–4119

Cooperative State Research, Education, and Extension Service

NOTICES

Reports and guidance documents; availability, etc.:
Agricultural research and extension formula funds; State plans of work; guidelines, 4101–4112

Defense Department

NOTICES

Federal Acquisition Regulation (FAR):

Agency information collection activities; proposals, submissions, and approvals, 4119–4120

Education Department

NOTICES

Agency information collection activities; proposals, submissions, and approvals, 4120–4122

Employee Benefits Security Administration

NOTICES

Agency information collection activities; proposals, submissions, and approvals, 4173–4175

Energy Department

See Federal Energy Regulatory Commission

NOTICES

Atomic energy agreements; subsequent arrangements, 4122
Meetings:

Basic Energy Sciences Advisory Committee, 4122

Environmental Management Site-Specific Advisory Board—

Nevada Test Site, 4123

Environmental Protection Agency

RULES

Air quality implementation plans; approval and promulgation; various States; air quality planning purposes; designation of areas:

Kentucky, 4047–4050

Air quality implementation plans; approval and promulgation; various States:

New Jersey, 4045–4047

PROPOSED RULES

Air quality implementation plans; approval and promulgation; various States; air quality planning purposes; designation of areas:

Alabama, 4077–4087

Pesticides; tolerances in food, animal feeds, and raw agricultural commodities:

Ascorbic acid, etc., 4087–4090

NOTICES

Agency information collection activities; proposals, submissions, and approvals, 4130

Meetings:

FIFRA Scientific Advisory Panel, 4130–4133

Pesticide, food, and feed additive petitions:

ExxonMobil Chemical Co., 4135–4137

Lubrizol Corp., 4137–4138

Miller Chemical and Fertilizer Corp., 4138–4140

Syngenta Seeds, Inc., 4140–4141

Pesticide programs:

Risk assessments—

Coppers, 4133–4135

Pesticides; experimental use permits, etc.:

Syngenta Seeds, Inc., 4141–4142

Solid waste:

Municipal solid waste landfill permit programs—

Illinois, 4142–4143

Executive Office of the President*See* Presidential Documents**Federal Aviation Administration****RULES**

Airworthiness directives:

Bombardier, 4040–4041

PROPOSED RULES

Airworthiness directives:

Airbus, 4062–4065

Boeing, 4069–4072

Empresa Brasileira de Aeronautica S.A. (EMBRAER),

4067–4069, 4075–4077

Mitsubishi Heavy Industries, 4072–4075

Rolls-Royce Corp., 4065–4067

NOTICES

Environmental statements; notice of intent:

Grand Canyon National Park, AZ; natural quiet restoration, 4192–4193

Federal Communications Commission**RULES**

Radio stations; table of assignments:

Kentucky, 4051

Louisiana and Texas, 4051

North Carolina and Virginia, 4050–4051

Texas, 4051–4052

PROPOSED RULES

Radio stations; table of assignments:

Texas, 4090

NOTICES

Agency information collection activities; proposals, submissions, and approvals, 4143

Federal Crop Insurance Corporation**PROPOSED RULES**

Crop insurance regulations:

Peanut crop insurance provisions, 4056–4061

Federal Energy Regulatory Commission**NOTICES**

Complaints filed:

Devon Power LLC et al., 4127

Electric rate and corporate regulation combined filings, 4127–4128

Environmental statements; availability, etc.:

Crisp County Power Commission, 4128–4129

Hydroelectric applications, 4129–4130

Applications, hearings, determinations, etc.:

Alliance Energy Marketing, LLC, 4123

Choctaw Gas Generation, LLC, 4123–4124

Enbridge Pipelines (AlaTenn) L.L.C., 4124

Energy Group of America, Inc., 4124–4125

Gas Transmission Northwest Corp., 4125

Midwest Independent Transmission System Operator, Inc., 4125

PJM Interconnection, L.L.C., 4125–4126

Total Peaking Services, L.L.C., 4126

Wolverine Creek Energy LLC, 4126–4127

Federal Maritime Commission**NOTICES**

Agreements filed, etc., 4143–4144

Ocean transportation intermediary licenses:

Dynamo Xpress, Inc., et al., 4144

Federal Motor Carrier Safety Administration**NOTICES**

Motor carrier safety standards:

Driver qualifications; vision requirement exemptions, 4194–4196

Federal Railroad Administration**NOTICES**

Meetings:

Railroad Safety Advisory Committee, 4196

Fish and Wildlife Service**PROPOSED RULES**

Endangered and threatened species:

Florida scrub-jay, 4092–4097

Grizzly bears; Yellowstone distinct population segment; hearing, 4097–4098

NOTICES

Migratory bird hunting and conservation stamp (Federal Duck Stamp) contest, 4167–4168

Food and Drug Administration**NOTICES**

Agency information collection activities; proposals, submissions, and approvals, 4145–4148

Reports and guidance documents; availability, etc.:

Global Harmonization Task Force Study Groups; proposed and final documents, 4148–4150

Foreign-Trade Zones Board**NOTICES***Applications, hearings, determinations, etc.:*

North Carolina

Revlon Consumer Products Corporation; cosmetic and personal care products manufacturing and warehousing facility, 4112

General Services Administration**NOTICES**

Federal Acquisition Regulation (FAR):

Agency information collection activities; proposals, submissions, and approvals, 4119–4120

Health and Human Services Department*See* Children and Families Administration*See* Food and Drug Administration*See* Health Resources and Services Administration*See* National Institutes of Health**Health Resources and Services Administration****NOTICES**

Agency information collection activities; proposals, submissions, and approvals, 4150–4151

Homeland Security Department*See* Coast Guard**NOTICES**

Meetings:

National Infrastructure Advisory Council, 4157

Indian Affairs Bureau**NOTICES**

Agency information collection activities; proposals, submissions, and approvals, 4168–4169

Interior Department

See Fish and Wildlife Service

See Indian Affairs Bureau

See Land Management Bureau

See National Park Service

See Reclamation Bureau

NOTICES

National Environmental Policy Act; implementation: Department Manual; procedures changes, 4159–4167

Internal Revenue Service**RULES**

Employment taxes and collection of income taxes at source:

Sickness or accident disability payments; correction, 4042–4043

Income taxes:

Passive foreign investment company purging elections; guidance; correction, 4041–4042

NOTICES

Agency information collection activities; proposals, submissions, and approvals, 4209–4215

International Trade Administration**NOTICES**

Antidumping:

Brake rotors from—

China, 4112–4114

Honey from—

China, 4114–4115

Large newspaper printing presses and components, assembled or unassembled, from—

Japan, 4115

Countervailing duties:

Softwood lumber products from—

Canada, 4115

Overseas trade missions:

2006 trade missions—

Santiago, Chile; Aerospace Executive Service matchmaking mission, 4115–4117

Justice Department

See Alcohol, Tobacco, Firearms, and Explosives Bureau

See Justice Programs Office

Justice Programs Office**NOTICES**

Agency information collection activities; proposals, submissions, and approvals, 4172–4173

Labor Department

See Employee Benefits Security Administration

See Mine Safety and Health Administration

NOTICES

Organization, functions, and authority delegations:

Benefits Review Board, 4220–4221

Land Management Bureau**NOTICES**

Public land orders:

Utah; correction, 4218

Survey plat filings:

Nevada, 4169

Mine Safety and Health Administration**PROPOSED RULES**

Coal mine and metal and nonmetal mine safety and health:

Underground mines—

Rescue equipment and technology; comment request, 4224–4226

Minority Business Development Agency**NOTICES**

Grants and cooperative agreements; availability, etc.:

Houston Minority Business Enterprise Center, 4117–4118

National Aeronautics and Space Administration**NOTICES**

Federal Acquisition Regulation (FAR):

Agency information collection activities; proposals, submissions, and approvals, 4119–4120

Meetings:

NASA Advisory Council, 4175

Senior Executive Service Performance Review Board; membership, 4175–4176

National Credit Union Administration**RULES**

Credit unions:

Insurance requirements, 4033–4035

Regulatory Flexibility Program, 4035–4040

National Foundation on the Arts and the Humanities**NOTICES**

Meetings:

Arts Advisory Panel, 4176

National Highway Traffic Safety Administration**PROPOSED RULES**

Odometer disclosure requirements:

Exemptions; rulemaking petition denied, 4090–4092

NOTICES

Grants and cooperative agreements; availability, etc.:

Primary Safety Belt Use Law and Safety Belt Performance Program, 4196–4206

National Institutes of Health**NOTICES**

Agency information collection activities; proposals, submissions, and approvals, 4151–4152

Inventions, Government-owned; availability for licensing, 4152–4155

Meetings:

National Human Genome Research Institute, 4155

National Institute of Allergy and Infectious Diseases, 4156–4157

National Institute of Mental Health, 4155–4156

National Park Service**NOTICES**

Environmental statements; notice of intent:

Grand Canyon National Park, AZ; natural quiet restoration, 4192–4193

National Register of Historic Places; pending nominations, 4169–4171

National Science Foundation**NOTICES**

Meetings:

Materials Research Proposal Review Panel, 4176

Nuclear Regulatory Commission**PROPOSED RULES**

Production and utilization facilities; domestic licensing:
Loss-of-coolant accident technical requirements; risk-informed changes, 4061

NOTICES

Agency information collection activities; proposals, submissions, and approvals, 4176–4177

Meetings:

Reactor Safeguards Advisory Committee, 4177–4179
Applications, hearings, determinations, etc.:
Nuclear Management Co., LLC, 4177

Peace Corps**NOTICES**

Agency information collection activities; proposals, submissions, and approvals, 4179

Personnel Management Office**PROPOSED RULES**

Notification and Federal Employee Antidiscrimination and Retaliation Act of 2002; Title II implementation:
Reporting and best practices, 4053–4055

Pipeline and Hazardous Materials Safety Administration**NOTICES****Hazardous materials:**

Applications; exemptions, renewals, etc., 4206–4207

Meetings:

Hazardous materials; enforcement procedures, 4207–4208

Presidential Documents**PROCLAMATIONS***Special observances:*

National Sanctity of Human Life Day (Proc. 7975), 4227–4230

Railroad Retirement Board**NOTICES**

Meetings; Sunshine Act, 4179–4180

Reclamation Bureau**NOTICES****Central Valley Project Improvement Act:**

Water management plans; evaluation criteria development, 4171

Securities and Exchange Commission**NOTICES****Self-regulatory organizations; proposed rule changes:**

National Association of Securities Dealers, Inc., 4180–4187

Philadelphia Stock Exchange, Inc., 4187–4190

Small Business Administration**PROPOSED RULES****Loan programs:**

Business loans and development company loans;
liquidation and litigation procedures, 4062

NOTICES**Disaster loan areas:**

Connecticut, 4190

Minnesota, 4190

North Dakota, 4190–4191

South Dakota, 4191

Social Security Administration**NOTICES**

Agency information collection activities; proposals, submissions, and approvals, 4191–4192

Transportation Department

See Federal Aviation Administration

See Federal Motor Carrier Safety Administration

See Federal Railroad Administration

See National Highway Traffic Safety Administration

See Pipeline and Hazardous Materials Safety Administration

Treasury Department

See Internal Revenue Service

U.S.-China Economic and Security Review Commission**NOTICES**

Hearings, 4215–4216

Veterans Affairs Department**NOTICES**

Agency information collection activities; proposals, submissions, and approvals, 4216

Meetings:

Geriatrics and Gerontology Advisory Committee, 4217

Separate Parts In This Issue**Part II**

Labor Department, 4220–4221

Part III

Labor Department, Mine Safety and Health Administration, 4224–4226

Part IV

Executive Office of the President, Presidential Documents, 4227–4230

Reader Aids

Consult the Reader Aids section at the end of this issue for phone numbers, online resources, finding aids, reminders, and notice of recently enacted public laws.

To subscribe to the Federal Register Table of Contents LISTSERV electronic mailing list, go to <http://listserv.access.gpo.gov> and select Online mailing list archives, FEDREGTOC-L, Join or leave the list (or change settings); then follow the instructions.

CFR PARTS AFFECTED IN THIS ISSUE

A cumulative list of the parts affected this month can be found in the Reader Aids section at the end of this issue.

3 CFR**Proclamations:**

7975.....4229

5 CFR**Proposed Rules:**

724.....4053

7 CFR**Proposed Rules:**

56.....4056

57.....4056

457.....4056

10 CFR**Proposed Rules:**

50.....4061

12 CFR

741.....4033

742.....4035

13 CFR**Proposed Rules:**

120.....4062

14 CFR

39.....4040

Proposed Rules:

39 (6 documents) ...4062, 4065,
4067, 4069, 4072, 4075

26 CFR

1 (2 documents)4041, 4042

31.....4042

32.....4042

30 CFR**Proposed Rules:**

49.....4224

33 CFR

165.....4043

40 CFR

52 (2 documents)4045, 4047

81.....4047

Proposed Rules:

52.....4077

81.....4077

180.....4087

47 CFR

73 (5 documents) ...4050, 4051,
4052

Proposed Rules:

73.....4090

49 CFR**Proposed Rules:**

580.....4090

50 CFR**Proposed Rules:**

17 (2 documents)4092, 4097